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FACSIMILE TRANSMITTAL

**TO**

Name: Examiner Mark Lance SHIBUYA  
Loc: Group 1639 / USPTO  
Fax No.: (571) 273-8300  
Phone No.: (571) 272-0806  
Subject: US Appln. No. 10/038,342  
Your File No.: 10/038,342

**FROM**

Name: Lauren L. Stevens  
Phone No.: 650-849-6614  
Fax # Verified by: Athena  
# Pages (incl. this): 2  
Date: November 3, 2006  
Our File No.: 07303.0127-00000

**Message:**

In re Application of:

**Michael SOGARD**

Application No.: 10/038,342

Filed: October 23, 2001

For: **METHODS AND DEVICES FOR  
HYBRIDIZATION AND BINDING  
ASSAYS USING THERMOPHORESIS**

)  
) Group Art Unit: 1639

)  
) Examiner: Mark Lance SHIBUYA

)  
) Confirmation No.: 7706

Please find enclosed:

1. Request for Continued Examination with authorization to charge the fee to deposit account (1 page).


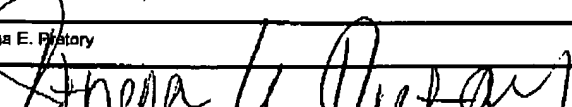
**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being sent via facsimile on November 3, 2006, to Examiner Mark Lance Shibuya at the United States Patent and Trademark Office at facsimile number (571) 273-8300.

  
Athena E. Pretory

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL		Application Number: 10/038,342	Confirmation Number: 7706
Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		Filing Date: October 23, 2001	
		First Named Inventor: Michael SOGARD	
		Group Art Unit: 1639	
		Examiner: Mark Lance SHIBUYA	
		Attorney Docket Number: 07303.0127-00000	
This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.			
<b>1. Submission required under 37 C.F.R. § 1.114: <u>Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise.</u> If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment.</b>			
a. <input checked="" type="checkbox"/> Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.			
i. <input checked="" type="checkbox"/> Consider the arguments in the Reply to Final Office action previously filed on <u>October 18, 2006</u> .			
ii. <input type="checkbox"/> Other _____			
b. <input type="checkbox"/> <b>DO NOT ENTER</b> the amendment(s) previously filed on _____. An alternate submission is attached.			
c. <input type="checkbox"/> Enclosed submission: .			
i. <input type="checkbox"/> Amendment/Reply			
ii. <input type="checkbox"/> Affidavit(s)/Declaration(s)			
iii. <input type="checkbox"/> Information Disclosure Statement			
iv. <input type="checkbox"/> Other _____			
<b>2. Miscellaneous</b>			
a. <input type="checkbox"/> Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(l) required.)			
b. <input type="checkbox"/> Other _____			
<b>3. Fees</b>			
a. <input checked="" type="checkbox"/> The filing fee is calculated as follows:			
i. <input checked="" type="checkbox"/> \$790.00 RCE fee required under 37 C.F.R. § 1.17(e) 11/06/2006 TL0111 00000049 060916 10038342			
ii. <input type="checkbox"/> Petition for extension of time 01 FC:1801 790.00 DA			
iii. <input type="checkbox"/> Other _____			
b. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge the fee of \$790.00 to Deposit Account No. 06-0916.			
c. <input checked="" type="checkbox"/> The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account No. 06-0916.			
<b>Signature of Applicant, Attorney, or Agent Required</b>			
Name: Lauren L. Stevens		Reg. No.: 36,691	
Signature: 		Date: November 3, 2006	
<b>Certificate of Facsimile Transmission</b>			
I hereby certify that this correspondence is being sent via facsimile on November 3, 2006, to Examiner Mark Lance Shibuya at the United States Patent and Trademark Office at facsimile number (571) 273-8300.			
Name: Athena E. Pletary			
Signature: 		Date: November 3, 2006	